

**UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
CIVIL ACTION NO. 10-CV-274-WO-WWD**

BASF AGRO B.V., ARNHEM (NL),
WÄDENSWIL BRANCH, BAYER
S.A.S., and MERIAL LIMITED,

Plaintiffs,

v.

CHEMINOVA, INC.,

Defendant.

**CONSENT MOTION FOR
EXTENSION
OF TIME**

Plaintiffs, BASF AGRO B.V., ARNHEM (NL), WÄDENSWIL BRANCH, BAYER S.A.S. and MERIAL LIMITED, ("hereinafter Plaintiffs") move the Court pursuant to Rule 6(b) of the Federal Rules of Civil Procedure for an order extending their time to file Response Briefs on Claim Construction. In support of this Motion, Plaintiffs state as follows:

1. Plaintiffs' time to file its Response Briefs on Claim Construction has not expired.
2. Due to impending inclement weather and the difficulties it creates concerning completion and filing of the Response Briefs, Plaintiffs' request that the parties be granted until noon on January 12, 2011 to file their Response Briefs.
3. Plaintiffs' counsel has consulted with Defendant's counsel, who has consented to the relief sought in this motion.

WHEREFORE, Plaintiffs' request that this Court enter an Order extending the time within which the parties may file their Response Briefs up to noon on January 12, 2011.

This the 10th day of January, 2011.

/s/ Pressly M. Millen

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CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the **MOTION AND PROPOSED ORDER FOR EXTENSION OF TIME** with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following CM/ECF participants: Daniel Alan M. Ruley, aruley@belldavispitt.com, William K. Davis, wdavis@belldavispitt.com, Christopher G. Kelly, christopher.kelly@hklaw.com, Steven L. D'Alessandro, steven.dalessandro@hklaw.com, Robert J. Burns, robert.burns@hklaw.com, Joshua C. Krumholz, Joshua.krumholz@hklaw.com, Jitendra Malik, jmalik@alston.com, John Patrick Elsevier, jpelsevier@jonesday.com, Matthew W. Howell, matthew.howell@alston.com, Com, Judy C. Jarecki-Black, jduy.jarecki@merial.com, and Frank G. Smith, frank.smith@alson.com.

This the 10th day of January, 2011.

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